

City Hall,
San Clemente, California,
March 1st, 1944.

The regular meeting of the City Council of the City of San Clemente was held in the Council Chamber, City Hall, 408 N. El Camino Real, San Clemente, California, WEDNESDAY, March 1st, 1944, at 8.00 o'clock, p.m. Mayor LeRoy M. Strang in the Chair.

On roll-call the following was the stated vote, to-wit:-
PRESENT: COUNCILMEN: Smith, Sturgis, Carrick, Palmer and Strang,
ABSENT: COUNCILMEN: None.

All rose and Pledged Allegiance to the Flag of the United States of America.

The Minutes of the last regular meeting of the City Council held Wednesday, February 16th, 1944, were read and approved as read.

WRITTEN
COMMUNICATIONS.

Application from Mrs. Lucy Stoffel, for a License to operate a Cafe at 1715 N. El Camino Real, City, to be known as Lucy's Kitchen and enclosing \$10.00 for License Fee; was read and referred to "New Business."

BID OF \$600.00
FOR LOT 77, TRACT
789, FROM
PERICLES P.
STAVRON.

Communication from Pericles P. Stavron, San Juan Capistrano, bidding \$600.00 for Lot 77, Tract 789, San Clemente, and enclosing \$60.00 being 10% of bid. If bid accepted, Deed to be made out in the name of PERICLES P. STAVRON a married man.

After reading same was ordered held over till next regular meeting of the City Council for further bids, acceptance or rejection.

PREVENTION OF
ACCIDENTS ON
STRIP OF HIGH-
WAY FROM CITY
LIMITS TO
OCEANSIDE.

Communication from Ernest J. Boud, Vice Mayor, Chairman of the San Diego Public Safety Committee, City of San Diego, California, referring to the appalling and increasing number of accidents on the strip of State Highway 101 from Oceanside North to the San Diego County Line, and asking for our co-operation and any help we may be able to give the Committee; was read and referred to Street Commissioner Palmer for necessary action.

COMPLAINT RE-
GARDING CONDITION
OF SANCHEZ
PROPERTY IN
INDUSTRIAL
DISTRICT BY BILL
LA DUKE.

Mr. Bill La Duke appeared before the Council complaining of the disreputable condition of the Sanchez property in the Industrial District. He said the mule kraal and chicken houses were on the City's lots and that at times Sanchez's mules strayed all over the place. He, Kettke, and others down there had been spending money trying to make their places look nice and Sanchez's place spoiled everything.

Mayor Strang said they should refer it to the Health Department. The City however could move his property off their lots.

City Attorney McKinney said we had an Ordinance regarding animals straying on the public streets and La Duke should sign out a complaint. He recommended that the matter be referred to the Superintendent of Public Works, together with Mr. Bartlett, and see what could be done.

After a short discussion, it was Moved by Councilman Smith, seconded by Councilman Palmer, that the Superintendent of Public Works, James H. Bennett, clear Sanchez's property off the city's lots.

On roll-call the following was the stated vote, to-wit:-
 AYES : COUNCILMEN: Smith, Sturgis, Carrick, Palmer and Strang,
 NOES : COUNCILMEN: None,
 ABSENT: COUNCILMEN: None.

The Motion was declared carried.

REPORTS OF COMMISSIONERS & OFFICIALS.

Report of the Activities of the City Court for month of February, 1944, submitted by William H. Stute, City Judge; was read and ordered filed.

Report of the Activities of the Police Department for month of February, 1944, submitted by Floyd E. Cowger, Chief of Police; was read and ordered filed.

Report of the Activities of the Social Club for month of February, 1944, submitted by Charles S. Ericksen, Custodian; was read and ordered filed.

UNFINISHED BUSINESS.

The bid of Homer D. Tuttle, 4474 West 60th Street, Los Angeles, 43, California, of \$125.00 for Lot 11, Block 5, Tract 822, San Clemente, \$135.00 Lot 17, " 16, " 822, do \$155.00 Lot 31, " 16, " 822, do \$125.00 Lot 14, " 15, " 852, do, and \$135.00 Lot 27, " 5, " 820,

BIDS OF MR. HOMER TUTTLE FOR TAX SALE LOTS REJECTED BY COUNCIL.

held over from last regular meeting of the City Council for further bids, acceptance or rejection; was considered.

The Clerk stated that he had had no further or higher bids, also that Lot 14, Block 15, Tract 852 had already been sold by the City.

There being no further or higher bids from the lobby, it was Moved by Councilman Sturgis, seconded by Councilman Smith, that, as the Bids were about \$50.00 less for each lot than the Council had placed on them, the bids be rejected.

On roll-call the following was the stated vote, to-wit:-
 AYES : COUNCILMEN: Smith, Sturgis, Carrick, Palmer and Strang,
 NOES : COUNCILMEN: None,
 ABSENT: COUNCILMEN: None.

The Motion was declared carried.

PAYING BILLS.

Moved by Councilman Smith, seconded by Councilman Carrick, that the following bills, as audited, be paid.

On roll-call the following was the stated vote, to-wit:-
 AYES : COUNCILMEN: Smith, Sturgis, Carrick, Palmer & Strang,
 NOES : COUNCILMEN: None,
 ABSENT: COUNCILMEN: None.

The Motion was declared carried.

Warrant #		
9927	William Holmes	\$ 101.00
9928	James Henry Bennett	101.00
9929	Verne D. Bailey	83.20
9930	Bertram H. Latham	73.90
9931	William Henry Stute	63.90
9932	B. Z. McKinney	58.60
9933	Julius H. Becker	20.00
9934	Floyd E. Cowger	96.00
9935	Arthur L. Daneri	87.50

Carried Forward..... \$ 685.10

PAYING BILLS - continued.	Warrant #	Brought Forward	\$ 685.10
	9936	Ernest L. Collingsworth	77.40
	9937	Wendell B. Lovell	80.00
	9938	Marvin Crummer	46.70
	9939	Richard Parker	68.10)
L.C.F.	9940	Richard Parker	25.00)
	9941	Dewey N. Hoople	79.90
	9942	John Avalos	70.70
	9943	Jose Villalobos	76.70
	9944	Roy Salyer	74.70
	9945	Floyd H. Ray	83.50
	9946	James Arthur Bennett	10.00
	9947	James Molitor	10.00
	9948	Charles S. Ericksen	58.60
	9949	Frank Carizosa	79.90
	9950	Verne D. Bailey-Withholding Tax Deduction	113.70
			<u>113.70</u>
	TOTAL PAY-ROLL LAST HALF FEBRUARY, 1944.....		\$ 1,640.00
	9951	Petty Cash Expenditures	7.11
	9952	V. B. Anderson Company	3.97
	9953	Corcoran Paper Company	8.34
	9954	Dresser Manufacturing Company	76.00
L.C.F.	9955	Shepherd Tractor Company	121.07
	9956	Ernest Smith	5.69
	9957	United Automotive Service Company	3.40
			<u>3.40</u>
	TOTAL ALL WARRANTS ISSUED MARCH 1st, 1944.....		<u>\$ 1,865.58</u>

NEW BUSINESS.

Mayor Strang brought up the question of the ten Defense Homes allotted to San Clemente. He stated that the plans approved by the Government did not meet in every respect with the requirements set up by the City Ordinance, and he was not in favor of changing our Ordinance.

TEN DEFENSE HOMES ALLOTTED TO SAN CLEMENTE. PLANS DO NOT MEET IN ALL RESPECTS WITH CITY ORDINANCE AND MODIFICATIONS IN THIS PARTICULAR CASE SUGGESTED ACCOUNTING WAR TIME EMERGENCY.

Edward R. Bartlett, Building Inspector, said he would like to go on record as not being in favor of changing our present Ordinance. However, he would recommend that, if there was any way in which the proposed ten houses could be constructed without too serious a violation, the work should be allowed to go on.

A lengthy discussion took place on the plans before the Council.

City Attorney B. Z. McKinney gave his opinion that the Building Inspector be directed as far as possible to require the buildings to be constructed in conformity to the Building Ordinance of the City, but that in instances due to war time emergency and lack of material, or lack of federal authorization for the material, deviations from the Ordinance were necessary, the Building Inspector be authorized to proceed in accordance with his own best judgement.

The Building Inspector to report to the Council any changes from our present code.

NEW BUSINESS.

City Clerk Holmes recommended to the Council that they appoint the following to act as Election Officers at the forthing General Municipal Election to be held TUESDAY, APRIL 11th, 1944:-

Inspector: Miss Jennie A. Lane,
 Judge:- Mrs Ellen A. Shork,
 Clerk:- Miss Minerva C. Fleming, and
 Clerk:- Mrs Bertha C. Wright.

APPOINTMENT OF
 ELECTION OFFICERS
 AND POLLING PLACE
 FOR GENERAL MUNI-
 CIPAL ELECTION,
 TUESDAY, APRIL
 11th, 1944.

Polling Place will be at the City Hall, 408 N. El Camino Real, San Clemente, California, and Polls will be kept open from 7.00 a.m. to 7.00 p.m.

Moved by Councilman Sturgis, seconded by Councilman Carrick, that the Clerk's recommendation be accepted.

On roll-call the following was the stated vote, to-wit:-

AYES : COUNCILMEN: Smith, Sturgis, Carrick, Palmer and Strang,
 NOES : COUNCILMEN: None,
 ABSENT: COUNCILMEN: None.

The Motion was declared carried.

LICENSE GRANTED
 LUCY STOFFEL TO
 OPERATE CAFE TO
 BE KNOWN AS
 LUCY'S KITCHEN.

Moved by Councilman Carrick, seconded by Councilman Smith, that the Clerk issue a Business License to Mrs. Lucy Stoffel to operate Cafe to be known as Lucy's Kitchen, 1713-1715 N. El Camino Real, City.

On roll-call the following was the stated vote, to-wit:-

AYES : COUNCILMEN: Smith, Sturgis, Carrick, Palmer & Strang,
 NOES : COUNCILMEN: None,
 ABSENT: COUNCILMEN: None.

The Motion was declared carried.

PRICE OF \$4,000.00
 SET ON LOTS
 3-4-5-6-7-8-9 &
 10, Block 8,
 Tract 785 and to
 BE SOLD IN ONE
 GROUP.

Mayor Strang suggested that a price of \$ 3,000.00 be set upon the eight lots known as Lots 3-4-5-6-7-8-9 and 10, Black 8, Tract 785 and recommended that same be sold in one group.

After discussion the Council agreed the price should be \$ 4,000.00 and same to be sold in one group as per Mayor Strang's suggestion.

COIN MACHINES.

LICENSE REFUSED
 SHOWALTER COY
 BY CHIEF OF
 POLICE.

Councilman Smith said he understood a company operating coin machines had been refused a Business License by the Chief of Police and would like to know why such license had been refused, also whether or not the Police Chief had the power to refuse anyone a license.

According to City Ordinance the Chief of Police had no right to refuse this application, and the City Attorney, B. Z. McKinney concurred in this, but stated the Chief may have had unstated reasons for not wishing the party to have a license.

Mayor Strang said that as far as he was concerned, it might be well if all the machines were closed down. Councilman Sturgis agreed as well as the rest of the Council.

Our Ordinance called for a sticker to be pasted on each machine, in plain sight, with the number of the machine on it and location of machine, and each machine had had a sticker made out by the Clerk for to be affixed to same, but Councilman Carrick stated that he had checked several machines and could find no stickers.

City Attorney B. Z. McKinney informed the Council that illegal machines under the State Law could not be licensed by the City without incriminating city officials as endorsing said machines.

A discussion took place as to what constituted a legal machine and City Attorney McKinney ruled that any machine that paid off in coin was illegal and should be confiscated and impounded by the Police Chief.

The matter was held over for possible action at a later date.

ADJOURNMENT.

Moved by Councilman Sturgis, seconded by Councilman Carrick, and carried, that the meeting adjourn,

William Adams

City Clerk and ex-officio
Clerk of the City Council.

APPROVED: MARCH 15th, 1944.

W. Sturgis

Mayor and President of the
City Council.